

ADRMOP, AO279, CLOSED, E-Filing, ENETERM

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:05-cv-03434-MJJ**

Shoom, Inc. v. Electronic Imaging Systems of America, Inc. Date Filed: 08/24/2005
et al Date Terminated: 06/29/2006
Assigned to: Hon. Martin J. Jenkins Jury Demand: Plaintiff
Demand: \$0 Nature of Suit: 830 Patent
Cause: 35:145 Patent Infringement Jurisdiction: Federal Question

Plaintiff**Shoom, Inc.**

represented by **Steven Anton Nielsen**
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V.

Defendant**Electronic Imaging Systems of
America, Inc.**

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Defendant

John Metsig
an Individual

TERMINATED: 12/06/2005

represented by **Marc N. Bernstein**

(See above for address)

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Date Filed	#	Docket Text
08/24/2005	<u>1</u>	COMPLAINT For Declaratory Judgement & Damages & Patent Infringement - [Summons Issued] against Electronic Imaging Systems of America, Inc. & John Metsig [Filing Fee: \$250.00, Receipt Number 3375790]. Filed by PlaintiffShoom, Inc.. (tn, COURT STAFF) (Filed on 8/24/2005) Additional attachment(s) added on 9/12/2005 (tn, COURT STAFF). (Entered: 08/26/2005)
08/24/2005		SUMMONS Issued as to Electronic Imaging Systems of America, Inc.. (tn, COURT STAFF) (Entered: 08/26/2005)
08/24/2005		SUMMONS Issued as to John Metsig. (tn, COURT STAFF) (Entered: 08/26/2005)
08/24/2005	<u>2</u>	ADR SCHEDULING ORDER: Case Management Statement due 12/21/2005 & Initial Case Management Conference set for 12/28/2005 01:30 PM. (Attachments: # <u>1</u> Standing Order).(tn, COURT STAFF) (Filed on 8/24/2005) (Entered: 08/26/2005)
08/24/2005	<u>3</u>	REPORT on the filing or determination of an action regarding Patent Infringement. (cc: form mailed to register). (tn, COURT STAFF) (Filed on 8/24/2005) (Entered: 08/26/2005)
08/24/2005		CASE DESIGNATED for Electronic Filing. (tn, COURT STAFF) (Entered: 08/26/2005)
10/20/2005	<u>4</u>	CLERK'S NOTICE RE CONSENT OR DECLINATION TO PROCEED BEFORE MAGISTRATE JUDGE; COUNSEL TO RESPOND BY 11/3/05 (bpf, COURT STAFF) (Filed on 10/20/2005) (Entered: 10/20/2005)
10/28/2005	<u>5</u>	WAIVER OF SERVICE Returned Executed filed by Shoom, Inc.. Service waived by Electronic Imaging Systems of America, Inc. waiver sent on 9/6/2005, answer due 11/7/2005. <i>Two-week extension granted</i>

		(Nielsen, Steven) (Filed on 10/28/2005) (Entered: 10/28/2005)
11/03/2005	6	Declination to Proceed Before a U.S. Magistrate Judge by Electronic Imaging Systems of America, Inc.. (Bernstein, Marc) (Filed on 11/3/2005) (Entered: 11/03/2005)
11/07/2005	7	CLERK'S NOTICE of Impending Reassignment to U.S. District Judge (bpf, COURT STAFF) (Filed on 11/7/2005) (Entered: 11/07/2005)
11/07/2005	8	ORDER REASSIGNING CASE. Case reassigned to Judge Martin J. Jenkins for all further proceedings. Judge Edward M. Chen no longer assigned to case. Signed by EXECUTIVE COMMITTEE on 11/7/05. (ha, COURT STAFF) (Filed on 11/7/2005) (Entered: 11/07/2005)
11/10/2005	9	STIPULATION <i>to extend the time for eISA to respond to the complaint</i> by Electronic Imaging Systems of America, Inc.. (Bernstein, Marc) (Filed on 11/10/2005) (Entered: 11/10/2005)
11/10/2005	10	ORDER granting 9 Stipulation filed by Electronic Imaging Systems of America, Inc.,. Signed by Judge Martin J. Jenkins on 11/10/2005. (mat, COURT STAFF) (Filed on 11/10/2005) (Entered: 11/16/2005)
11/21/2005	11	CLERK'S NOTICE [REassigned Case]. Case Management Conference set for 1/17/2006 02:00 PM. Joint Case Management Statement due by 1/9/2006. (Attachments: # 1 Standing Order) (mat, COURT STAFF) (Filed on 11/21/2005) (Entered: 11/21/2005)
11/21/2005	12	MOTION to Dismiss <i>Plaintiff's Complaint</i> , MOTION to Strike <i>Portion of Plaintiff's Complaint</i> filed by Electronic Imaging Systems of America, Inc., John Metsig. Motion Hearing set for 1/10/2006 09:30 AM in Courtroom 11, 19th Floor, San Francisco. (Attachments: # 1 Proposed Order Proposed Order re Motion to Dismiss)(Bernstein, Marc) (Filed on 11/21/2005) (Entered: 11/21/2005)
12/06/2005	13	AMENDED COMPLAINT against Electronic Imaging Systems of America, Inc.. Filed by Shoom, Inc.. (Nielsen, Steven) (Filed on 12/6/2005) (Entered: 12/06/2005)
12/07/2005	14	STIPULATION and Proposed Order selecting Early Neutral Evaluation by Electronic Imaging Systems of America, Inc., Electronic Imaging Systems of America, Inc. (Bernstein, Marc) (Filed on 12/7/2005) (Entered: 12/07/2005)
12/07/2005	15	ADR Certification (ADR L.R. 3-5b) of discussion of ADR options (Bernstein, Marc) (Filed on 12/7/2005) (Entered: 12/07/2005)
12/07/2005	16	ADR Certification (ADR L.R. 3-5b) of discussion of ADR options (Nielsen, Steven) (Filed on 12/7/2005) (Entered: 12/07/2005)
12/09/2005	17	Notice of Withdrawal of Motion re 12 <i>To Dismiss Plaintiff's Complaint and To Strike Portion of Plaintiff's Complaint</i> filed by Electronic Imaging Systems of America, Inc., John Metsig. (Bernstein, Marc) (Filed on 12/9/2005) (Entered: 12/09/2005)

12/09/2005	18	ORDER REFERRING CASE to Early Neutral Evaluation. Signed by Judge Martin J. Jenkins on 12/9/2005. (mat, COURT STAFF) (Filed on 12/9/2005) (Entered: 12/12/2005)
12/23/2005	19	MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points & Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. Motion Hearing set for 1/31/2006 09:30 AM in Courtroom 11, 19th Floor, San Francisco. (Attachments: # 1)(Botz, Sarah) (Filed on 12/23/2005) (Entered: 12/23/2005)
12/23/2005	20	Declaration of John Metsig in Support of 19 MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points & Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Attachments: # 1 # 2 # 3)(Related document(s) 19) (Botz, Sarah) (Filed on 12/23/2005) (Entered: 12/23/2005)
01/04/2006	21	CLERK'S NOTICE. Case Management Conference reset for 3/7/2006 02:00 PM. Joint Case Management Statement due by 2/27/2006. (mat, COURT STAFF) (Filed on 1/4/2006) (Entered: 01/04/2006)
01/09/2006	22	Proposed Order re 19 MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points & Authorities in Support</i> , 20 Declaration in Support,, 21 Clerks Notice <i>Stipulation and Proposed Order re Limited Discovery, Briefing Schedule, Hearing Date and CMC Date</i> by Shoom, Inc.. (Nielsen, Steven) (Filed on 1/9/2006) (Entered: 01/09/2006)
01/10/2006	23	ORDER Granting parties' request for limited discovery relating to subject matter jurisdiction; striking Defendant's Motion to Dismiss; setting deadlines for motion to dismiss following discovery; and vacating 1/31/06 hearing and 3/7/06 CMC. (mjlc2, COURT STAFF) (Filed on 1/10/2006) (Entered: 01/10/2006)
01/13/2006	24	MOTION Vacate Deadline to Complete ENE filed by Electronic Imaging Systems of America, Inc.. (Attachments: # 1 Declaration of Sarah Botz# 2 Proposed Order)(Botz, Sarah) (Filed on 1/13/2006) (Entered: 01/13/2006)
01/19/2006	25	ORDER by Judge Martin J. Jenkins granting 24 Motion Vacate Deadline to Complete ENE. (mat, COURT STAFF) (Filed on 1/19/2006) (Entered: 01/20/2006)
01/26/2006	26	ADR Clerk's Notice Appointing Lynn H. Pasahow as ENE Evaluator dated 1/26/2006. (af, COURT STAFF) (Filed on 1/26/2006) (Entered: 01/26/2006)
01/26/2006		***OFF CALENDAR***Pre ENE phone conference scheduled on Wednesday, February 1, 2006 at 9:30 a.m. (af, COURT STAFF) (Filed on 1/26/2006) Modified on 1/27/2006 (af, COURT STAFF). (Entered: 01/26/2006)
03/01/2006	27	MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic

		Imaging Systems of America, Inc.. Motion Hearing set for 4/4/2006 09:30 AM in Courtroom 11, 19th Floor, San Francisco. (Botz, Sarah) (Filed on 3/1/2006) (Entered: 03/01/2006)
03/01/2006	28	Proposed Order re 27 MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> by Electronic Imaging Systems of America, Inc.. (Botz, Sarah) (Filed on 3/1/2006) (Entered: 03/01/2006)
03/01/2006	29	Declaration of John Metsig in Support of 27 MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4# 5 Exhibit 5# 6 Exhibit 6# 7 Exhibit 7)(Related document(s) 27) (Botz, Sarah) (Filed on 3/1/2006) (Entered: 03/01/2006)
03/01/2006	30	Declaration of Sarah Botz in Support of 27 MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E# 6 Exhibit F# 7 Exhibit G# 8 Exhibit H# 9 Exhibit I) (Related document(s) 27) (Botz, Sarah) (Filed on 3/1/2006) (Entered: 03/01/2006)
03/03/2006	31	CLERK'S NOTICE. Case Management Conference reset for 4/25/2006 02:00 PM. Case Management Statement due by 4/17/2006. Courtroom 11, 19th Floor, San Francisco. (mat, COURT STAFF) (Filed on 3/3/2006) (Entered: 03/03/2006)
03/15/2006	32	Memorandum in Opposition to <i>Motion to Dismiss First Amended Complaint</i> filed by Shoom, Inc.. (Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)
03/15/2006	33	DECLARATION of Freschi <i>in opposition to motion to dismiss</i> filed by Shoom, Inc.. (Attachments: # 1 Exhibit Exhibit 1 to Freschi Decl# 2 Exhibit Exh 6 Freschi Decl# 3 Exhibit Exh 2 Freschi decl# 4 Exhibit Exh 3# 5 Errata exh 4# 6 Exhibit exh 5# 7 Exhibit 7# 8 Exhibit 8# 9 Exhibit 9# 10 Exhibit 9# 11 Exhibit 11# 12 Exhibit 12# 13 Exhibit 13# 14 Errata 14# 15 Exhibit 15# 16 Exhibit 16)(Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)
03/15/2006	34	DECLARATION of Steven A. Nielsen <i>in opposition to motion to dismiss</i> filed by Shoom, Inc.. (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4)(Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)
03/15/2006	35	Proposed Order <i>Denying Motion to Dismiss</i> by Shoom, Inc.. (Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)
03/15/2006	36	Memorandum in Opposition <i>Proposed Order to allow witness to testify at evidentiary hearing</i> filed by Shoom, Inc.. (Attachments: # 1 Proposed Order Proposed Order to allow witness to testify at evidentiary hearing) (Nielsen, Steven) (Filed on 3/15/2006) (Entered: 03/15/2006)

03/22/2006	37	Reply to Opposition re 27 MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Botz, Sarah) (Filed on 3/22/2006) (Entered: 03/22/2006)
03/22/2006	38	Declaration of John Metsig filed by Electronic Imaging Systems of America, Inc.. (Attachments: # 1 Exhibit 1)(Botz, Sarah) (Filed on 3/22/2006) (Entered: 03/22/2006)
03/22/2006	39	OBJECTIONS to re 33 Declaration in Opposition, <i>of William Freschi</i> by Electronic Imaging Systems of America, Inc.. (Botz, Sarah) (Filed on 3/22/2006) (Entered: 03/22/2006)
03/27/2006	40	PATENT STANDING ORDER. (mat, COURT STAFF) (Filed on 3/27/2006) (Entered: 03/27/2006)
04/06/2006	41	CLERK'S NOTICE Continuing Motion to Dismiss hearing. Motion to Dismiss Hearing reset for 5/16/2006 09:30 AM. Case Management Conference set for 6/13/2006 02:00 PM. Joint Case Management Statement due by 6/5/2006. (mat, COURT STAFF) (Filed on 4/6/2006) (Entered: 04/06/2006)
05/16/2006	42	Minute Entry: Motion Hearing held on 5/16/2006 before Martin J. Jenkins (Date Filed: 5/16/2006) re 27 MOTION to Dismiss <i>Plaintiff's First Amended Complaint, and Memorandum of Points and Authorities in Support</i> filed by Electronic Imaging Systems of America, Inc.. (Court Reporter Belle Ball.) (mat, COURT STAFF) (Date Filed: 5/16/2006) (Entered: 05/16/2006)
05/19/2006	43	SUPPLEMENTAL BRIEF/MEMORANDUM in Opposition <i>of Motion to Dismiss First Amended Complaint</i> filed by Shoom, Inc.. (Nielsen, Steven) (Filed on 5/19/2006) Modified on 5/25/2006 (ys, COURT STAFF). (Entered: 05/19/2006)
05/31/2006	45	TRANSCRIPT of Proceedings held on 5/16/06 before Judge Jenkins. Court Reporter: Belle Ball. (slh, COURT STAFF) (Filed on 5/31/2006) (Entered: 06/02/2006)
06/01/2006	44	ORDER GRANTING DEFENDANT'S MOTION TO DISMISS. Signed by Judge Martin J. Jenkins on 5/31/2006. (mjlc2, COURT STAFF) (Filed on 6/1/2006) (Entered: 06/01/2006)
06/02/2006	46	Proposed Order <i>re Request for Judgment and Proposed Judgment</i> by Electronic Imaging Systems of America, Inc.. (Bernstein, Marc) (Filed on 6/2/2006) (Entered: 06/02/2006)
06/29/2006	47	JUDGMENT. ***Civil Case Terminated. Signed by Judge Martin J. Jenkins on 6/29/2006. (mat, COURT STAFF) (Filed on 6/29/2006) (Entered: 06/29/2006)

Transaction Receipt			
11/01/2007 10:08:43			
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